

RESOLUTION NO.: 10-01

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, STRONGLY OPPOSING PROPOSED CONSTITUTIONAL AMENDMENT FOUR, THE "VOTE-ON-EVERYTHING" AMENDMENT REQUIRING A REFERENDUM ON EVERY CITY COMPREHENSIVE PLAN AMENDMENT AND FURTHER URGING ALL VOTERS TO VOTE 'NO' ON AMENDMENT FOUR ON THE GENERAL ELECTION BALLOT OF 2010.

**WHEREAS**, Amendment Four to the State Constitution proposes to adopt any changes to local comprehensive land use plans by referendum; and

**WHEREAS**, comprehensive land use planning involves much deliberation about a multitude of components, supported by technical data and professional analysis, to formulate a growth blueprint that implements policies of growth and development that reflect the particular community's desires and goals; and

**WHEREAS**, comprehensive land use planning is complex and at times hyper-technical, affecting not only private development interests but also common interests in providing for adequate roads, schools, parks, and housing; and

**WHEREAS**, the Growth Management Act creates adequate checks and balances, including agency approval and oversight, necessary to protect the public's right to voice their concerns over any proposed changes to its community's growth blueprint; and

**WHEREAS**, the proposed Amendment seeks to gain an indiscriminate veto power over decisions made by elected officials pursuant to the limitations and safeguards of the Growth Management Act; and

**WHEREAS**, a veto power in the electorate assails the central purpose of a representative democracy, would besiege any growth whatsoever paralyzing local governments, crippling local business and resulting in ineffective governance.

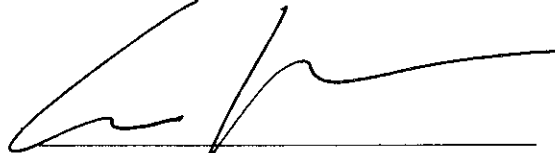
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

**Section 1.** The foregoing facts and recitations contained in the preamble of this resolution are hereby adopted and incorporated by reference as if fully set forth herein.

**Section 2.** The Mayor and the City Council of the City of Hialeah, Florida hereby strongly oppose the proposed Constitutional Amendment Four, the “vote-on-everything” amendment that would undermine the principal values of representative government and is against the public interest.


**Section 3.** The Mayor and the City Council of the City of Hialeah, Florida urge all voters to vote against proposed Amendment Four.

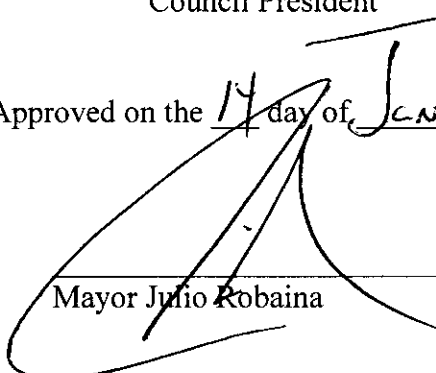
PASSED AND ADOPTED this 12th day of January, 2010.

  
\_\_\_\_\_  
Carlos Hernandez  
Council President

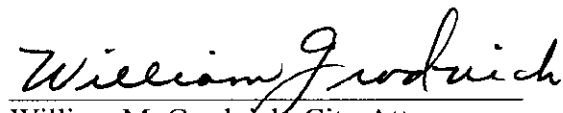
Attest:

Approved on the 14 day of January, 2010.

  
\_\_\_\_\_  
Rafael E. Granado, City Clerk

  
\_\_\_\_\_  
Mayor Julio Robaina

Approved as to legal sufficiency and form:

  
\_\_\_\_\_  
William M. Grodnick, City Attorney

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Resolution was adopted by a unanimous vote with Councilmembers, Caragol, Casals-Muñoz, Cue, Garcia-Martinez, Gonzalez, Hernandez, and Yedra voting “Yes”.